

**Yee &
Associates, P.C.**

4100 Alpha Road
Suite 1100
Dallas, Texas 75244

Main No. (972) 385-8777
Facsimile (972) 385-7766

**RECEIVED
CENTRAL FAX CENTER**

FACSIMILE COVER SHEET

FEB 17 2005

To: Commissioner for Patents for Examiner Suresh Suryawanshi Group Art Unit 2115	Facsimile No. 703-872-9306
From: Rebecca Clayton Paralegal to Duke W. Yee	No. of Pages Including Cover Sheet: 3
<p>Enclosed herewith:</p> <ul style="list-style-type: none"> • Transmittal document; and • Notice of Appeal. 	
<p>Re: Application Serial No. 09/925,584 Attorney Docket No. AUS920010565US1</p>	
<p>Date: Thursday, February 17, 2005</p>	
<p>Please contact us at (972) 385-8777 if you do not receive all pages indicated above or experience any difficulty in receiving this facsimile.</p>	<p><i>This Facsimile is intended only for the use of the addressee and, if the addressee is a client or their agent, contains privileged and confidential information. If you are not the intended recipient of this facsimile, you have received this facsimile inadvertently and in error. Any review, dissemination, distribution, or copying is strictly prohibited. If you received this facsimile in error, please notify us by telephone and return the facsimile to us immediately.</i></p>

**PLEASE CONFIRM RECEIPT OF THIS TRANSMISSION BY
FAXING A CONFIRMATION TO 972-385-7766.**

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Austen et al.

Group Art Unit: 2115

Serial No.: 09/925,584

Examiner: Suryawanshi, Suresh

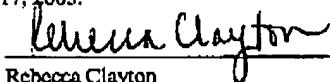
Filed: August 9, 2001

Attorney Docket No.: AUS920010565US1

For: Method, System, and Product for
Booting a Partition Using One of
Multiple, Different Firmware Images

Certificate of Transmission Under 37 C.F.R. § 1.8(e)
 I hereby certify this correspondence is being transmitted via
 facsimile to the Commissioner for Patents, P.O. Box 1450,
 Alexandria, VA 22313-1450, facsimile number (703) 872-9306 on
 February 17, 2005.

By:



Rebecca Clayton

TRANSMITTAL DOCUMENT

Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

35525
 PATENT TRADEMARK OFFICE
 CUSTOMER NUMBER

Sir:

ENCLOSED HEREWITHE:

- Notice of Appeal

A fee of \$500.00 is believed to be necessary. Please charge this fee to IBM Corporation Deposit Account 09-0447. In the event that any additional fees are required for the prosecution of this application, please charge any necessary fees to IBM Corporation Deposit Account 09-0447. No extension of time is believed to be necessary. If, however, an extension of time is needed, the extension is requested and the fee for this extension should be charged to IBM Corporation Deposit Account 09-0447.

Respectfully submitted,


 Duke W. Yee
 Registration No. 34,285
 YEE & ASSOCIATES, P.C.
 P.O. Box 802333
 Dallas, Texas 75380
 (972) 385-8777
 ATTORNEY FOR APPLICANTS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Austen et al.

§ Group Art Unit: 2115

Serial No.: 09/925,584

§ Examiner: Suryawanshi, Suresh

Filed: August 9, 2001

§ Attorney Docket No.: AUS920010565US1

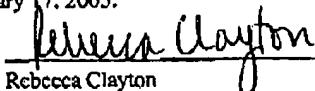
For: **Method, System, and Product for
Booting a Partition Using One of
Multiple, Different Firmware Images**

Certificate of Transmission Under 37 C.F.R. § 1.8(a)

I hereby certify this correspondence is being transmitted via facsimile to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, facsimile number (703) 872-9906 on February 17, 2005.

By:

Rebecca Clayton



RECEIVED

CENTRAL FAX CENTER

FEB 17 2005

NOTICE OF APPEAL

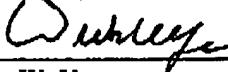
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the office action dated November 17, 2004 finally rejecting claims 1-24.

A fee of \$500.00 is believed to be necessary. Please charge this fee to IBM Corporation Deposit Account No. 09-0447. In the event that any additional fees are required for the prosecution of this application, please charge any necessary fees to IBM Corporation Deposit Account No. 09-0447. No extension of time is believed to be necessary. If, however, an extension of time is needed, the extension is requested and the fee for this extension should be charged to IBM Corporation Deposit Account No. 09-0447.

Respectfully submitted,


 Duke W. Yee
 Reg. No. 34,285
 YEE & ASSOCIATES, P.C.
 P.O. Box 802333
 Dallas, Texas 75380
 (972) 385-8777
 ATTORNEY FOR APPLICANTS